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Attorney for Plaintiffs: Phillip Burkhardt & Elsie Burkhardt

UNITED STATES DISTRICT COURT
EASTERN DISTRICT FOR NEW YORK

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Phillip Burkhardt & Elsie Burkhardt

HON. J. PLATT

**STIPULATION
OF
DISCONTINUANCE**

Plaintiff(s),

-against-

AuctionDiner.com f/k/a BidBay.com, George Tannous
& Affiliates, Inc., George Tannous, Jon Montgomery,
Wester S. Cooley, L. Yvonne Hoek, Mike Burman,

Index No.:
CV-05-2974

Defendant(s)

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Pursuant to Federal Rule of Civil Procedure, Rule 41 (a) (1), *Dismissal of Action by Stipulation*, Plaintiffs, Philip Burkhardt and Elsie Burkhardt, by and through their Attorney, Marshal Shichtman & Associates, P.C., hereby stipulate to the consummated settlement and subsequent discontinuance with prejudice of the instant litigation against all parties.

The parties hereunder hereby stipulate that signatures may be compiled disjunctively, either by facsimile or original, to compromise a whole duly executed document.

MARSHAL SHICHTMAN & ASSOCIATES, P.C.

ANCHOR LAW GROUP

By: Marshal Shichtman, Esq.
Attorney for Plaintiffs

By: Barzin Barry Sabahat, Esq.
Attorney for Defendant George Tannous

LAW OFFICES OF RUSSELL K. STATMAN

By: Russell, K. Statman, Esq.
Local Counsel for Defendants AuctionDiner.com & Mike Burman